

# **EXHIBIT D**

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Via electronic delivery and U.S. Mail

April 18, 2008

J. Andrew Coombs, Esq.  
Law Offices of J. Andrew Coombs  
517 East Wilson Avenue, Suite 202  
Glendale, CA 91206

Re: Louis Vuitton Malletier S.A. v. NexTag, Inc., et al, Case No. CV 07-3763 MMC

Dear Andy:

I write on behalf of NexTag, Inc. ("NexTag") regarding your letter of April 17, which does not accurately reference our communications of that day and the preceding one. Most significantly, I have always maintained that relevant case law requires that Louis Vuitton produce its witness for deposition in the forum in which it filed suit at *its own cost*.

In response to your reliance on the Central District of California opinion in *Cadent Ltd. v. 3M Unitek Corp.*, 232 F.R.D. 635 (C.D. Cal. 2005), for the position that NexTag should pay some portion of Louis Vuitton's travel expenses associated with the deposition of its 30(b)(6) witness, I pointed out that the case law from the district in which this action is venued, the Northern District of California, and the factually relevant case law, require Louis Vuitton to pay its own required travel expenses. In all events, NexTag's worst case scenario in the resolution of its motion to compel is that the Court will disregard the general rule of the Northern District and follow the sole Central District case on which you rely. We believe this is highly unlikely given that Louis Vuitton's witness is traveling to California of his own accord, for reasons unconnected

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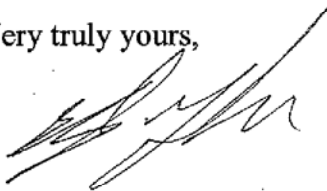
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with this law suit, and it would therefore be completely unreasonable to force NexTag to pay any portion of those costs.

Notwithstanding the legal support for NexTag's position, in the spirit of compromise, NexTag offered yesterday to pay half of the cost of reasonable airfare from Los Angeles to San Francisco for the witness. You rejected this offer. We are confident in the reasonableness of NexTag not accepting your offer, particularly as it was made after NexTag incurred the expense of preparing the motion to compel and supporting papers, and we are comfortable explaining the full details of these negotiations to the Court.

NexTag's offer remains open through Tuesday. If this compromise remains unacceptable to Louis Vuitton, NexTag will pursue its motion to compel.

Very truly yours,

A handwritten signature in black ink, appearing to read 'Stacy Monahan', with a stylized, flowing script.

Stacy Monahan